



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Howard Scalzo, et al.

Serial No. : 10/603,317 Art Unit:

Filed : June 25, 2003 Examiner:

For : ANTIMICROBIAL PACKAGED MEDICAL DEVICE AND METHOD OF
PREPARING SAME

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July 24, 2003
(Date of Deposit)

Blossom E. Loo

(Name of applicant, assignee, or Registered Representative)

Blossom E. Loo
(Signature)

July 23, 2003
(Date of Signature)

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material

to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with the first or second After Final Submission, therefore:

- Statement in Accordance with §1.97(e) (attached);
or
- Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- Statement in Accordance with §1.97(e) (attached);
or
- Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

There are no listed references which are not in the English language.

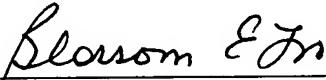
The relevance of those listed references which are not in the English language is as follows:

Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/ETH1690CIP/BEL. This form is submitted in triplicate.

Respectfully submitted,



Blossom E. Loo
Reg. No. 36,858
Attorney for Applicants

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-1596



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PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 2

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number	Kind Code ² (if known)			
		3,642,003		Kurtz	02-15-1972	
		3,862,304		Kurtz	01-21-1975	
		3,991,766		Schmitt, et al.	11-16-1976	
		4,476,590		Scales, et al.	10-16-1984	
		4,605,564		Kulla, et al.	08-12-1986	
		4,615,705		Scales, et al.	10-07-1986	
		4,728,323		Matson	03-01-1988	
		4,846,844		De Leon, et al.	07-11-1989	
		4,853,978		Stockum	08-08-1989	
		4,905,504		Yamamoto, et al.	08-15-1989	
		4,952,419		De Leon, et al.	08-28-1990	
		5,091,442		Milner	02-25-1992	
		5,165,913		Hill, et al.	11-24-1992	
		5,180,605		Milner	01-19-1993	
		5,261,421		Milner	11-16-1993	
		5,295,979		DeLaurentis, et al.	03-22-1994	
		5,468,562		Farivar, et al.	11-21-1995	
		5,474,797		Sioshansi, et al.	12-12-1995	
		5,518,730		Fuisz	05-21-1996	
		5,534,288		Gruskin, et al.	07-09-1996	
		5,607,681		Galley, et al.	03-04-1997	
		5,708,023		Modak, et al.	01-13-1998	
		5,722,992		Goldmann	03-03-1998	
		5,756,145		Darouiche	05-26-1998	
		5,772,640		Modak, et al.	06-30-1998	
		5,853,745		Darouiche	12-29-1998	
		5,945,153		Dearaley	08-31-1999	
		5,965,610		Modak, et al.	10-12-1999	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Information Disclosure Statement by Applicant

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 2 of 2

Application Number	10/603,317
Filing Date	June 25, 2003
First Named Inventor	Howard Scalzo, et al.
Group Art Unit	
Examiner Name	
Attorney Docket Number	ETH1690CIP

	5,968,207		Li	10-19-1999	
	6,037,386		Modak, et al.	03-14-2000	
	6,083,208		Modak, et al.	07-04-2000	
	6,087,415		Vanderlaan, et al.	07-11-2000	
	6,093,414		Capelli	07-25-2000	
	6,106,505		Modak, et al.	08-22-2000	
	6,165,920		Rubin, et al.	12-26-2000	
	6,224,579	B1	Modak, et al.	05-01-2001	
	6,238,686	B1	Burrell, et al.	05-29-2001	
	6,315,788	B1	Roby	11-13-2001	
	6,494,898	B1	Roby, et al.	12-17-2002	
	2001/0010016	A1	Modak, et al.	07-26-2001	
	2001/0016589	A1	Modak, et al.	08-23-2001	
	2001/0024661	A1	Modak, et al.	09-27-2001	
	2002/0055759	A1	Shibuya	05-09-2002	

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T ⁶
		Office ³	Number ⁴	KindCode ⁵				
		AUB	52834/86		Australian Patent	02-05-1887		
		EP	0470443	A2	European Patent	02-12-1992		
		EP	0761243	A1	European Patent	03-12-1997		
		EP	1159972	A2	European Patent	12-05-2001		
Examiner Signature					Date Considered			